

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:08-cr-118

UNITED STATES OF AMERICA                  )  
    )  
    )  
vs.    )  
    )  
DANIEL GUERRERO-LECO                    )  
    )  
\_\_\_\_\_ )

O R D E R

**THIS MATTER** is before the Court remand from the United States Court of Appeals for the Fourth Circuit for further proceedings. (Doc. No. 33: Opinion and Judgment).

**IT IS, THEREFORE, ORDERED**, that the government shall file a pleading within twenty-one days of the entry of this Order addressing the issues on remand, specifically how the two-prong analysis required by United States v. Chester, 628 F.3d 673 (4th Cir. 2010) would apply in this case. The defendant shall file a response within fourteen days of the government's pleading, and the government may file a reply within seven days of the defendant's response.

The Clerk is directed to certify copies of this order to the defendant, counsel for the defendant, to the United States Attorney, and the Clerk of the United States Court of Appeals for the Fourth Circuit.

Signed: January 3, 2012

  
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Robert J. Conrad, Jr.  
Chief United States District Judge  
